

JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

Inasmuch as no objection is  
pending at this time, the  
stay is lifted.

MAY - 7 2008

CLERK'S OFFICE  
JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

FILED  
CLERK'S OFFICE

3:08cv223  
UNITED STATES JUDICIAL PANEL  
on  
MULTIDISTRICT LITIGATION

SOUTHERN DISTRICT OF MISSISSIPPI  
FILED  
MAY 12 2008  
J. T. NOBLIN, CLERK  
BY DEPUTY

**IN RE: BEXTRA AND CELEBREX MARKETING, SALES  
PRACTICES AND PRODUCTS LIABILITY LITIGATION**

MDL No. 1699

(SEE ATTACHED SCHEDULE)

**CONDITIONAL TRANSFER ORDER (CTO-101)**

On September 6, 2005, the Panel transferred 30 civil actions to the United States District Court for the Northern District of California for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. See 391 F.Supp.2d 1377 (J.P.M.L. 2005). Since that time, 1,213 additional actions have been transferred to the Northern District of California. With the consent of that court, all such actions have been assigned to the Honorable Charles R. Breyer.

It appears that the actions on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Northern District of California and assigned to Judge Breyer.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Northern District of California for the reasons stated in the order of September 6, 2005, and, with the consent of that court, assigned to the Honorable Charles R. Breyer.

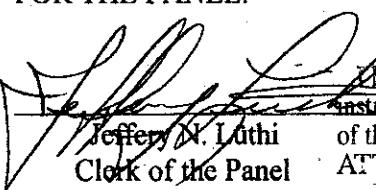
This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Northern District of California. The transmittal of this order to said Clerk shall be stayed 15 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 15-day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:

A CERTIFIED TRUE COPY

MAY - 7 2008

ATTEST: *Chad Stewart*  
FOR THE JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

  
Jeffery N. Luthi  
Clerk of the Panel

Thereby certify that the annexed  
instrument is a true and correct copy  
of the original on file in my office.  
ATTEST:

RICHARD W. WIEKING  
Clerk, U.S. District Court  
Northern District of California  
By *Simone Voss*  
Deputy Clerk  
Date 5-7-08

**IN RE: BEXTRA AND CELEBREX MARKETING, SALES  
PRACTICES AND PRODUCTS LIABILITY LITIGATION**

MDL No. 1699

**SCHEDULE CTO-101 - TAG-ALONG ACTIONS**

**DIST. DIV. C.A. #**      **CASE CAPTION**

**MINNESOTA**

MN 0 08-948	Gayle Zachery v. Pfizer Inc., et al.
MN 0 08-949	Donald Schwanke v. Pfizer Inc., et al.
MN 0 08-951	John Denton v. Pfizer Inc., et al.
MN 0 08-952	Earnest Colvin v. Pfizer Inc., et al.
MN 0 08-953	Velma Burt v. Pfizer Inc., et al.
MN 0 08-955	LaWanda Bell v. Pfizer Inc., et al.

**MISSISSIPPI SOUTHERN**

MSS 3 08-222	Tomas M. Bandaries v. Pfizer Inc., et al.
MSS 3 08-223	Thad F. Waites v. Pfizer Inc.

**NEW YORK SOUTHERN**

NYS 1 08-2887	John Bellew, et al. v. Pfizer Inc.
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**IN RE: BEXTRA AND CELEBREX MARKETING, SALES  
PRACTICES AND PRODUCTS LIABILITY LITIGATION**

MDL No. 1699

**INVOLVED COUNSEL LIST (CTO-101)**

**Sheila M. Bossier  
BOSSIER & ASSOCIATES PLLC  
1520 North State Street  
Jackson, MS 39202**

**Elizabeth J. Cabraser  
LIEFF CABRASER HEIMANN & BERNSTEIN LLP  
Embarcadero Center West, 30th Floor  
275 Battery Street  
San Francisco, CA 94111-3339**

**Paul E. Guy, Jr.  
ARMSTRONG & GUY LAW OFFICES LLP  
626 Delaware Avenue  
P.O. Box 1343  
McComb, MS 39648**

**Michael A. London  
DOUGLAS & LONDON PC  
111 John Street  
Suite 1400  
New York, NY 10038**

**Gregory A. Markel  
CADWALADER WICKERSHAM & TAFT LLP  
One World Financial Center  
New York, NY 10281**

**Ted G. Meadows  
BEASLEY ALLEN CROW METHVIN PORTIS & MILES PC  
P.O. Box 4160  
Montgomery, AL 36103-4160**

**Amy W. Schulman  
DLA PIPER US LLP  
1251 Avenues of the Americas  
27th Floor  
New York, NY 10020-1104**

**IN RE: BEXTRA AND CELEBREX MARKETING, SALES  
PRACTICES AND PRODUCTS LIABILITY LITIGATION**

MDL No. 1699

**INVOLVED JUDGES LIST (CTO-101)**

Hon. David S. Doty  
Senior U.S. District Judge  
14W U.S. Courthouse  
300 South Fourth Street  
Minneapolis, MN 55415

Hon. Donovan W. Frank  
U.S. District Judge  
738 Warren E. Burger Federal Bldg.  
316 North Robert Street  
St. Paul, MN 55101

Hon. Paul A. Magnuson  
Senior U.S. District Judge  
730 Warren E. Burger Federal Building  
316 North Robert Street  
St. Paul, MN 55101

Hon. Patrick J. Schiltz  
U.S. District Judge  
Warren E. Burger Federal Building  
316 North Robert Street  
St. Paul, MN 55101

Hon. Tom S. Lee  
Senior U.S. District Judge  
222 James O. Eastland U.S. Courthouse  
245 East Capitol Street  
Jackson, MS 39201

Hon. Robert W. Sweet  
Senior U.S. District Judge  
1920 Daniel Patrick Moynihan U.S. Courthouse  
500 Pearl Street  
New York, NY 10007-1312

**UNITED STATES JUDICIAL PANEL  
on  
MULTIDISTRICT LITIGATION**

**CHAIRMAN:**

Judge John G. Heyburn II  
United States District Court  
Western District of Kentucky

**MEMBERS:**

Judge D. Lowell Jensen  
United States District Court  
Northern District of California

Judge J. Frederick Motz  
United States District Court  
District of Maryland

Judge Robert L. Miller, Jr.  
United States District Court  
Northern District of Indiana

Judge Kathryn H. Vratil  
United States District Court  
District of Kansas

Judge David R. Hansen  
United States Court of Appeals  
Eighth Circuit

Judge Anthony J. Scirica  
United States Court of Appeals  
Third Circuit

**DIRECT REPLY TO:**

Jeffery N. Lüthi  
Clerk of the Panel  
One Columbus Circle, NE  
Thurgood Marshall Federal  
Judiciary Building  
Room G-255, North Lobby  
Washington, D.C. 20002

Telephone: [202] 502-2800  
Fax: [202] 502-2888  
<http://www.jpmi.uscourts.gov>

May 7, 2008

Richard W. Wiking, Clerk  
Phillip Burton U.S. Courthouse  
Box 36060  
450 Golden Gate Avenue  
San Francisco, CA 94102-3489

Re: MDL No. 1699 -- IN RE: Bextra and Celebrex Marketing, Sales Practices and Products Liability Litigation

(See Attached CTO-101)

Dear Mr. Wiking:

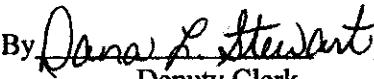
I am enclosing a certified copy and one additional copy of a conditional transfer order filed by the Panel in the above-captioned matter on April 21, 2008. As stipulated in Rule 7.4(a) of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), transmittal of the order has been stayed 15 days to give any party an opportunity to oppose the transfer. The 15-day period has now elapsed, no opposition was received, and the order is directed to you for filing.

The Panel's governing statute, 28 U.S.C. §1407, requires that the transferee clerk "...transmit a certified copy of the Panel's order to transfer to the clerk of the district court from which the action is being transferred."

A list of involved counsel is attached.

Very truly,

Jeffery N. Lüthi  
Clerk of the Panel

By   
Dana L. Stewart  
Deputy Clerk

Attachment

cc: Transferee Judge: Judge Charles R. Breyer  
Transferor Judges: (See Attached List of Judges)  
Transferor Clerks: Richard Sletten; J.T. Noblin; J. Michael McMahon

OFFICE OF THE CLERK  
UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

Richard W. Wieking  
Clerk

May 7<sup>th</sup>, 2008

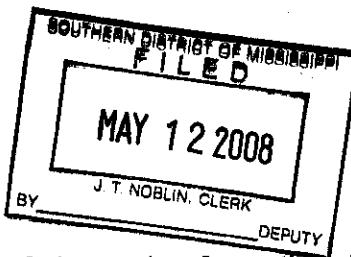
Southern District Mississippi  
P.O. Box 23552  
Jackson, MS 39225-23552



Re: MDL 05-1699 In re Bextra and Celebrex Marketing, Sales Practices and Products Liability Litigation

Title of Case(s)  
Thad F. Waites v. Pfizer Inc.

Your Case Number(s)  
C.A. No. 3:08-223



Dear Clerk:

Enclosed is a certified copy of the order from the Judicial panel on Multidistrict Litigation transferring the above entitled action to the Northern District of California, San Francisco Division. The case has been assigned to the Honorable Charles R. Breyer for coordinated or consolidated pretrial processing pursuant to 28 USC §1407.

Please forward the **original record and a certified copy of the docket entries** in the case listed above along with the enclosed copy of this transmittal letter to:

United States District Court  
Northern District of California  
450 Golden Gate Avenue, P.O. Box 36060  
San Francisco, CA 94102  
Attn: Simone Voltz

If the case is an electronic case filing please do one of the following: 1) e-mail the PDF documents, as separate PDF files, including a PDF copy of the docket sheet to SFmdl\_clerk@cand.uscourts.gov, 2) provide us with a temporary log in and a password to directly access your database and to expedite the downloading of the PDF files we need and/or require, or, 3) if you prefer, on a disc. We appreciate your prompt attention to this matter.

Sincerely yours,  
Richard W. Wieking, Clerk

By: Simone Voltz  
Deputy Clerk

Encl.